

Message Text

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FOL RPT STATE 032298 ACTION TOKYO INFO BONN EC BRUSSELS
IAEA VIENNA LONDON MOSCOW OTTAWA PARIS USUN NY 10 FEB QUOTE

C O N F I D E N T I A L STATE 032298

E.O. 11652: GDS

TAGS: PARM

SUBJECT: NUCLEAR SUPPLIERS' CONFERENCE PRESS GUIDANCE

REFS: (A) EC BRUSSELS 1217; (B) TOKYO 1770

1. THE FOLLOWING IS PROVIDED FOR YOUR GUIDANCE IN RESPOND-
ING TO QUESTIONS CONCERNING NUCLEAR SUPPLIER DISCUSSIONS,
OR POLICIES OR ACTIONS OF OTHER SUPPLIERS, INCLUDING THE
EXCHANGE OF NOTES BY SUPPLIERS.

BEGIN UNCLASSIFIED.

QUOTE. AS WE HAVE INDICATED IN THE PAST, THE CONSULTA-
TIONS WE HAVE HAD WITH OTHER SUPPLIER GOVERNMENTS ARE
CONFIDENTIAL; I AM NOT AT LIBERTY TO DISCUSS THEIR CONTENT
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OR TO COMMENT ON THE POLICIES OR ACTIONS OF THE COUNTRIES
CONCERNED. UNQUOTE. END UNCLASSIFIED.

2. THE FOLLOWING IS PROVIDED FOR YOUR GUIDANCE IN MAKING SUBSTANTIVE STATEMENTS ABOUT CHANGES IN US NUCLEAR EXPORT POLICY RESULTING FROM NUCLEAR SUPPLIER DISCUSSIONS.

A. FYI. WE HAVE AGREED TO KEEP CONFIDENTIAL:

- THE IDENTITY OF COUNTRIES INVOLVED IN RECENT CONSULTATIONS AND THE EXCHANGE OF NOTES

- THE FACT THAT NOTES HAVE BEEN EXCHANGED

- THE CONTENT OF THE NOTES OR OF THE GUIDELINES PAPER ITSELF

WE ARE FREE TO STATE PUBLICLY OUR INTENTION TO CONFORM U.S. NUCLEAR EXPORT POLICY TO CERTAIN PRINCIPLES FOLLOWING OUR RECENT CONSULTATIONS WITH OTHER SUPPLIERS. WE ARE NOT FREE TO IDENTIFY THESE PRINCIPLES AS AGREED TO BY OTHER GOVERNMENTS, ALTHOUGH THE SUGGESTED RESPONSE IN FACT REPRESENTS THE SUBSTANCE OF THE LONDON GUIDELINES. END FYI

B. BEGIN UNCLASSIFIED.

THE U.S. OVER THE YEARS HAS TAKEN THE INITIATIVE IN WORKING WITH OTHER CONCERNED COUNTRIES TO INSURE THAT CIVIL NUCLEAR EXPORTS WERE USED ONLY FOR PEACEFUL PURPOSES. RECENTLY, WE HAVE HAD A NUMBER OF BILATERAL AND MULTILATERAL DISCUSSIONS WITH OTHER EXPORTERS OF NUCLEAR EQUIPMENT AND TECHNOLOGY WITH A VIEW TO DEVISING COMMON RULES OF THE ROAD CONCERNING APPLICATION OF SAFEGUARDS AND RELATED CONTROLS. AS A RESULT OF SUCH DISCUSSIONS, THE U.S. HAS DECIDED TO APPLY CERTAIN PRINCIPLES TO ITS FUTURE NUCLEAR EXPORTS. MOST OF THESE ARE CONSISTENT WITH CURRENT U.S. PRACTICE; SOME ARE NEW. ALL ARE DESIGNED TO FURTHER OUR NON-PROLIFERATION GOALS WHILE FACILITATING THE EXPORT OF NUCLEAR EQUIPMENT, MATERIALS AND TECHNOLOGY NECESSARY TO MEET THE WORLD'S GROWING
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ENERGY NEEDS.

THESE PRINCIPLES INCLUDE THE FOLLOWING:

-- WE REQUIRE THAT RECIPIENTS APPLY IAEA SAFEGUARDS ON NUCLEAR EXPORTS FROM THE U.S.. THIS INCLUDES FACILITIES AND CERTAIN EQUIPMENT AS WELL AS SPECIAL NUCLEAR MATERIAL.

-- WE REQUIRE ASSURANCES FROM RECIPIENTS NOT TO USE THESE EXPORTS TO MAKE NUCLEAR EXPLOSIVES FOR ANY PURPOSE.

-- WE WILL REQUIRE APPLICATION BY RECIPIENTS OF ADEQUATE PHYSICAL SECURITY TO THESE EXPORTS TO DETER THEFT AND SABOTAGE.

-- WE REQUIRE ASSURANCES FROM RECIPIENTS THAT THEY WILL ALSO REQUIRE THE ABOVE CONDITIONS ON ANY RETRANSFER OF THESE EXPORTS OR TRANSFERS OF MATERIAL OR EQUIPMENT DERIVED FROM THE ORIGINAL TRANSFER.

ON SENSITIVE EXPORTS (WHICH INCLUDES ENRICHMENT, REPROCESSING, AND HEAVY WATER PRODUCTION):

-- WE INTEND TO EXERCISE RESTRAINT IN SUPPLY OF THESE EXPORTS, PARTICULARLY WHEN WE BELIEVE SUCH EXPORTS WOULD ADD SIGNIFICANTLY TO THE RISK OF PROLIFERATION.

-- THROUGH OUR SUPPLY CONDITIONS AND OTHER INITIATIVES, WE WILL ENCOURAGE THE CONCEPT OF MULTINATIONAL REGIONAL FACILITIES FOR REPROCESSING AND ENRICHMENT SO AS TO LIMIT THE NUMBER OF SUCH FACILITIES AND SITE SUCH FACILITIES TO ENSURE EFFECTIVE APPLICATION OF SAFEGUARDS AND PHYSICAL SECURITY.

-- IN THOSE CASES WHERE WE EXPORT SENSITIVE FACILITIES, EQUIPMENT AND/OR TECHNOLOGY, WE WILL REQUIRE ASSURANCES FROM RECIPIENTS THAT ANY SENSITIVE FACILITIES BUILT USING TRANSFERRED TECHNOLOGY WILL BE SAFEGUARDED.

-- IN ADDITION, WE WILL REQUIRE RECIPIENTS TO OBTAIN OUR
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CONSENT FOR RETRANSFER OF ANY SENSITIVE NUCLEAR MATERIALS OR SENSITIVE EQUIPMENT OR TECHNOLOGY TO A THIRD COUNTRY.

-- FINALLY, WE WILL WORK WITH OTHER CONCERNED COUNTRIES;

- TO PROMOTE INTERNATIONAL COOPERATION ON EXCHANGE OF PHYSICAL SECURITY INFORMATION, PROTECTION OF NUCLEAR MATERIAL IN TRANSIT, AND RECOVERY OF STOLEN NUCLEAR MATERIAL AND EQUIPMENT;

- TO ENSURE THE CONTINUING EFFECTIVENESS OF IAEA SAFEGUARDS THROUGH SPECIAL EFFORTS IN SUPPORT OF THE IAEA;

- TO ENCOURAGE DESIGNERS AND MAKERS OF SENSITIVE EQUIPMENT TO CONSTRUCT IT IN SUCH A WAY AS TO FACILITATE THE APPLICATION OF SAFEGUARDS.

THE FOREGOING ARE MINIMUM STANDARDS WHICH THE U.S. WILL APPLY TO ITS NUCLEAR EXPORTS. WE ARE PREPARED TO ADOPT

MORE STRINGENT CONSTRAINTS WHEN APPROPRIATE. FOR THESE,
ONE MUST LOOK TO THE SPECIFIC AGREEMENTS FOR COOPERATION
WE HAVE ENTERED INTO AND WILL BE NEGOTIATING IN THE
FUTURE, WHICH TAKE INTO ACCOUNT SPECIAL CIRCUMSTANCES
THAT EXIST IN SPECIFIC COUNTRIES OR REGIONS.

ADDITIONALLY, OUR NON-PROLIFERATION STRATEGY WILL CON-
TINUE TO INCLUDE VIGOROUS SUPPORT FOR THE NPT AND THE
IAEA, COOPERATION AMONG SUPPLIERS, AND EFFORTS TO REDUCE
THE PERCEIVED INCENTIVES TO ACQUIRE NUCLEAR WEAPONS. KISSINGER
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